IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE V.ESWARAIAH

Writ Petition No.9192 of 2006

DATED 8-3-2007

BETWEEN

Sri Krishna Enterprises rep by its proprietor M.S.Rajaram.

.. Petitioner

And

The Mandal Revenueu Officer, Adoni Kurnool District and others.

.. Respondents

THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO.9192 of 2006

ORDER:

This writ petition is filed seeking a direction to respondents 1 and 2 to grant adequate protection against the 4th respondent for removal of the goods by the petitioner in the custody of respondent No.3.

The petitioner is a firm. It is stated that the petitioner firm obtained an order dated 22.7.2003 in I.A.No.463 of 2003 in O.S.No.135 of 2003 on the file of the Subordinate Judge, Tuticorin of Kerala State directing respondents 3 and 4 herein to entrust the goods to the petitioner within 15 days. Since the said order has not

been complied with by the 3rd respondent, the present petition is filed seeking appropriate directions to the respondents.

If the above said order is not complied with, it is always open for the petitioner to get it executed or take appropriate action in the pending suit. It is stated that the petitioner has not even made a representation to respondents 1 and 2 seeking appropriate relief and has directly approached this Court invoking the extraordinary jurisdiction under Article 226 of the Constitution of India.

Unless the rights of the parties are settled finally by an appropriate Court, the petitioner is neither entitled to seek any police protection in respect of the unsettled rights nor it is the duty of the police to protect the rights and properties of the private citizens.

The writ petition is devoid of merits and it is accordingly dismissed. No costs.

V.ESWARAIAH,J

Dt.8.3.2007
msv